

CITIZEN POLICE ADVISORY REVIEW BOARD MEETING MINUTES

Chair Hart called the regular meeting of the Citizen Police Advisory Review Board (CPARB) to order on Tuesday, August 16, 2005 at 5:32 p.m. at the Downtown Library, 101 N. Stone Avenue, Tucson, Arizona.

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Commission Members	Representing	Present/Absent
Susan Thornton	Mayor	Present
Jeremy Tor	Ward 1	Absent
Tom Clark	Ward 2	Present
Vicki Ann Hart, Chair	Ward 3	Present
Cynthia Schiesel, Vice-Chair	Ward 4	Absent
Holli McGarry	Ward 5	Absent
William O. Wills	Ward 6	Present
Advisory Members		
Barry Hirsch	CPARB	Present
Daniel Knieter	CPARB	Present
Ronald Peetz	CPARB	Present
Bruce Cameron	CPARB	Present
Ex-Officio Non-Voting Members		
Captain Carla Johnson	TPD	Present
Officer Steve Beller	TPOA	Present
Liana Perez, Independent Police Auditor	City Manager's Office	Present

Staff Present
Deputy Chief Kermit Miller, Tucson Police Department
Captain Brett Klein, Tucson Police Department
Captain Clay Kidd, Tucson Police Department
Lieutenant Jim McShea, Tucson Police Department
Officer Steve Bellar, Tucson Police Department (arrived at 5:39 p.m.)
Mike Anderson, Principal Assistant City Attorney (Arrived at 5:34)
Lois Postil, Recording Secretary, City Clerk's Office
Samantha Sipe, Recording Secretary, City Clerk's Office
Visitors
Roy Warden

	AGENDA ITEM	MOTION	ACTION	FOLLOW-UP RESPONSIBILITY
1. C	Call to Order / Roll Call: 5:32 PM		Chair Hart spoke about the City of Tucson's policy of missed meetings. If a certain amount of meetings are missed the members are automatically taken off the board. (This related to Item 14)	
2. A	Approval of Notes of 7/19/2005.	Motion by Chair Hart, duly seconded, and carried by a voice vote of 4-0 (Mr. Tor, Ms. Schiesel, and Ms. McGarry absent) to approve the notes of July 19, 2005 with corrections noted.	Tom Clark stated that Lieutenant McShea spoke about the Discipline Matrix and there was no mention of it in the minutes.	
3. C	call to the Audience		There were no speakers	
N- (C	resentation on A Mountain leighborhood Complaints Captain Clay Kidd)		Captain Clay Kidd stated he was in charge of the Westside patrol division. One of the big issues his patrol division faces is A Mountain. Starting at the end of March, some of his patrol officers noted an increase in activity on A Mountain. Statistics showed that there was an increase in calls for service on A Mountain from January to April for both 2004 and 2005. Captain Kidd said his division responded by stepping up enforcement on liquor law violations and traffic violations. They also started seeing gang activity on the mountain such as graffiti. Captain Kidd reported that things had quieted down and he felt that the neighbors were happy with the outcome so far.	
	office of Independent Police Auditor Monthly Contacts		A. Liana Perez, Independent Police Auditor offered a two-hour training for new board and advisory members. Ms. Perez indicated her office follows up on the Customer Satisfaction Surveys. Ms. Perez spoke about a trend that she	

	has noticed with complainants. They are
	has noticed with complainants. They are waiting two and three years before making their complaint. Ms. Perez spoke about the one hundred and eighty-day cut-off. The action that the complainant wants to file a complaint about has to have occurred within a one hundred and eighty days. If there is a reason the complainant could not come forward within the one hundred and eighty day
B. Community Outreach/Programs	time period, it will be determined on a case by case basis.
Update C. NACOLE Update	B. Outreach – Ms. Perez stated that the outreach that her office does is with neighborhood associations, community groups, and with the schools. Letters were recently sent out to the middle schools and high schools requesting time to come and speak to classes.
o. Twicoll opuato	C. The NACOLE annual conference would be held in Miami, Florida on October 23-26, 2005.
6. Tucson Police Department A. TPD Updates	A. Captain Johnson spoke about the two recent Civil Service Hearings. She also spoke about an officer involved shooting that happened on August 13, 2005.
B. Office of Internal Affairs	B. Lieutenant McShea stated that he has been extremely busy with the Civil Service Hearings. He said that the surveys they had been collecting for several months were copied so he and Chair Hart could take the time to look over them. Lieutenant McShea felt that after looking them over they were a fair and thorough investigation. There were still issues about communication, Lieutenant McShea and Chair Hart spoke about this at length. Lieutenant McShea said he spoke to Chair Hart spoke about

7. RECESS	collecting email addresses to see if this would be a reasonable way to contact people. Chair Hart read a survey that she had received back and Lieutenant McShea said he would pull the case and review it. By consensus, the Board decided to forego a recess.
8. Report from Assistant City Attorney Mike Anderson.1. Discipline Discussion	1. Principal Assistant City Attorney Mike Anderson spoke about the Discipline Matrix. He stated that he looked at the rules and regulations and also at the process as it occurs at the Tucson Police Department. Mr. Anderson stated that an investigation required gathering materials, witnesses, and finding police reports. Once a violation has occurred and been sustained, it then goes to the Disciplinary Matrix.
2. Update on Open Meeting Law	2. Principal Assistant City Attorney Mike Anderson spoke about emails and the Open Meeting Law. Any emails sent that have information that could come before the board fall under the Open Meeting Law. Mr. Anderson spoke about Boards, Commissions, and Committees and what makes them fall under the Open Meeting Law. The Open Meeting Laws requires that everything that a public body does, be done in the public view to the greatest extent possible. Chair Hart stated that this Board had never used email to communicate.
9. Random Reviews of TPD Complaints 1. Case # 05-0321	Chair Hart spoke about the complainant in this case. He had called Chair Hart at her home. He was dissatisfied there was no follow-up after being told it was "informal". Lieutenant McShea said he would discuss

	this with his staff to be sure they make it clear that "informal" means no additional follow-up would occur. By consensus, the Board found Case #05-0321 to be a fair and thorough investigation.
2. Case # 05-0230	2. Tom Clark spoke about a young woman that had received a traffic ticket with multiple violations. Mr. Clark felt that this young woman was on some type of narcotic, because of the way she was acting. Ms. Thorton asked who was Sergeant Mann. Lieutenant McShea responded that Sergeant Mann is a field supervisor who went to the spot and investigated the complaint at the scene. Also, that the young woman did not seem to be on narcotics of any kind. Mr. Clark expressed concern that the police went too easy and they may have been cowed by the assertions that she "knew" people. By consensus, the Board found Case #05-0321 to be fair and thorough investigation.
3. Case # 05-0178	3. Lieutenant McShea said that the confusion on this case was his fault. This complaint was sustained, and there was also another general violation found that was not worded properly. Chair Hart spoke about the Felony Waiver. Informally, she has seen that there have been a couple of complaints that the police have said "we do not have to bother with it because it's under two thousand dollars." Lieutenant McShea felt that in this case

		this was a lack of training and bad advice	
		from a supervisor.	
		By consensus, the Board found Case	
		#05-0178 to be a fair and thorough	
		investigation.	
10. Customer Satisfaction Survey		Tom Clark made comments on the	
(Report on meeting with Lt.		surveys. One survey that came back was	
McShea and Vicki Hart)		very complimentary and should be	
,		framed.	
		Mr. Clark asked if the department was	
		tracking all of the complaints that	
		commend the survey.	
		Lieutenant McShea informed Mr. Clark	
		that all complaints were being tracked	
		and reviewed.	
		The Early Intervention Program tracks	
		complaints and reports on a By Officer	
		basis.	
11. Comments to Mayor and Council		Chair Hart informed everyone that the	
11. Comments to Mayor and Council		Department of Public Safety website will	
		locate sex offenders in any neighborhood.	
12. Report on Website		Item 12 not discussed.	
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13. Future Meetings and Agenda Items		Early Intervention Program.	
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		Captain Richard from East Side.	
		Capitain Richard Horri East Side.	
14. Report from the Chair /		Chair Hart asked that Mr. Bruce	
Announcements		Cameron, a new advisory member,	
		introduce himself and say a few words.	
15. Adjournment – 7:35 p.m.	MOTION by Mr. Wills, duly		
	seconded, and approved		
	by a voice of 4-0 (Mr. Tor,		
	Ms. Schiesel and Ms.		
	McGarry absent) to		
	adjourn.		